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5 DEC 1977

MEMORANDUM FOR: Deputy Director of Logistics

VIA: Plans and Programs Staff/OL

FROM: [REDACTED]  
Chief, Real Estate and Construction Division, OL

SUBJECT: Working Draft, National Intelligence Reorganization and Reform Act of '77 (U)

1. (C). We have a number of questions concerning specific provisions of the Act and these must be clarified before promulgation if problems are not to arise. The intent of Congress must be clearly established. Our questions include the following:

a. Section 408(a)(1) Regarding transfers to other Agencies (GSA, military, etc.), is specific approval of DNI and D/OMB required? Presently we make such transfers without such approval.

b. Section 408 (a)(5) Does this require DNI waiver and congressional notification on all safehouse acquisitions? Do these provisions apply to proprietaries which are authorized elsewhere in Act? Does this permit lease of large blocks of domestic space and how does it relate to Section 410(a)(2) regarding appropriations? Does this provision negate dollar approval levels contained in [REDACTED] regulations regarding acquisitions, repairs, alterations, etc.? How does this relate to existing delegation to DDS&T regarding space acquisition?

c. Section 409(a)&(b) Does this include real as well as personal property?

d. Section 410(a)(2) What does last phrase of the paragraph mean "... but no funds may be expended for activities which have not been authorized by a law enacted during the same or immediate preceding fiscal year, except that this limitation shall not apply to funds appropriated by any continuing resolution." Does this refer to the inclusion of major projects as line items in our congressional budget submission? Does this preclude the subsequent use of fiscal year funds more than 1 year old to cover project

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overruns (we currently use such funds)? Does this apply to safehouse acquisition? Does this cover overseas acquisitions or is that covered by Section 410(b) regarding "extraordinary expenses"? Finally, reference to Public Buildings Act of 1959 should include the words, "... and all subsequent amendments thereto."

25X1A 2. (C) Additionally, the Act goes into great detail regarding travel, but fails to discuss SLQA or housing allowances in general. In particular, how about housing subsidies such as exist [REDACTED]

3. (U) Please call if you require greater detail regarding our concerns.

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